



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COPY OF PAPERS
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APPLICANT: DIANE M. LANDERS et al.)
SERIAL NUMBER: 10/075,804) Group Art Unit: 2121
FILED: October 24, 2001) Examiner: NYA
FOR: AUTOMATED HORIZONTALLY)
STRUCTURED MANUFACTURING)
PROCESS DESIGN MODELING)

RECEIVED

JUL 15 2002

OFFICE OF PETITIONS

Commissioner for Patents
Washington, D.C. 20231

PETITION PURSUANT TO 37 C.F.R. 1.47(a)

Sir:

Applicants hereby petition the Commissioner pursuant to 37 C.F.R. 1.47(a) to accept the above-referenced Application for patent with Declaration excluding the signature of inventor Sailaja S. Devarankonda.

The inventor Sailaja S. Devarankonda is unavailable to sign the Declaration. In accordance with the requirements of 37 C.F.R. 1.47(a), included herein is: (1) a statement from Joshua Haines outlining the pertinent facts as to the steps taken to contact the unavailable inventor (Attachment 1); (2) the Declaration including signatures of the available inventors; Diane M. Landers, Pravin Khurana, and Thomas Beyer, with the signature line for inventor Sailaja S. Devarankonda left blank; (3) the last known address for Sailaja S. Devarankonda; and (4) the appropriate \$130 fee as set forth in 37 C.F.R. 1.17(h).

In connection with the pertinent facts surrounding the efforts undertaken to contact Ms. Devarankonda, Joshua Haines, Legal Assistant of Delphi Technologies transmitted the Application and Declaration via Federal Express to the last known address for ma Devarankonda. The package was accepted and signed for by C. Kejtler at that address and

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DE3-0209

transmitted to a Katie Rogers at Duke University. Ms. Rogers telephoned Mr. Haines and indicated that a current resident at the delivery address had given the package to her. Ms. Rogers also did not know of a forwarding address for Ms. Devarankonda. In addition, Mr. Haines contacted the last Delphi Technologies employees to work with Ms. Devarankonda; coinventors, Pravin Khurana and Diane Landers. Both Mr. Khurana and Ms. Landers indicated that they had not had recent contact with Ms. Devarankonda, nor any way of contacting her.

The last known address for Ms. Devarankonda is:

1215 Morrene Road
#20H
Durham, NC 27705


The remaining applicants respectfully request that the application for patent proceed without the signature of inventor Sailaja S. Devarankonda.

If there are any charges with respect to this petition, or otherwise, please charge them to Deposit Account No. 06-1130 maintained by Applicants' attorneys.

Respectfully submitted,

DIANE M. LANDERS et al.

CANTOR COLBURN LLP
Applicants' Attorneys

By: 
Troy LaMontagne
Registration No. 47,239

Date: May 9, 2002

Address: 55 Griffin Road South, Bloomfield, CT 06002

Telephone: (860) 286-2929

Customer Service Number: 23413



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ATTACHMENT 1



DP-301830

DECLARATION
AND
DESIGNATION OF CORRESPONDENCE ADDRESS

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As an inventor named below, I hereby declare that:

My residence, post office address and citizenship are stated below next to my name.

I believe I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought in the specification DP-301830 entitled

AUTOMATED HORIZONTALLY STRUCTURED MANUFACTURING PROCESS
DESIGN MODELING

I have reviewed and understand the contents of the above-identified specification including the claims, as amended by any amendment referred to in this Declaration.

I acknowledge my duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in title 37 Code of Federal Regulations, Section 1.56.

I further declare that all statements made above of my own knowledge are true, that all statements made above on information and belief are believed to be true, and that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under title 18 United States Code, Section 1001 and may jeopardize the validity of the application or any patent issuing thereon.

Address all communications to KEITH J. MURPHY
CANTOR COLBURN LLP
55 Griffin Road South
Bloomfield, CT 06002
Telephone: (860) 286-2929

Inventor's signature *Diane M. Landers*
Full name: Diane M. Landers
Residence: 10600 E. Townline, Frankenmuth, MI 48734

Date 4-8-02
Citizenship: USA

Inventor's signature *Pravin Khurana*
Full name: Pravin Khurana
Residence: 1480 Werth Drive, Rochester, MI 48306

Date 4-15-02
Citizenship: USA

Inventor's signature *Thomas Beyer*
Full name: Thomas Beyer
Residence: 1995 N. Beyer Rd., Saginaw, MI 48601

Date 09APR02
Citizenship: USA

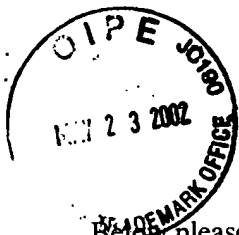
Inventor's signature _____
Full name: Sailaja S. Devarankonda
Residence: 1315 Morrene Road, #20 H,
Durham, NC 27705

Date _____
Citizenship: INDIA



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ATTACHMENT 2



STATEMENT OF PERTINENT FACTS

Below please find a detailed description of the pertinent facts associated with steps taken to contact Sailaja Devarankonda for signature of the declaration in the referenced patent application:

On January 4, 2002 I sent correspondence via Federal Express (including the declaration, assignment, application, a letter explaining the documents, and a self-addressed Federal Express envelope to return the signed documents in) to the last known address for Sailaja M. Devarankonda. That address was:

1215 Morrene Road
#20H
Durham, NC 27705

The FedEx tracking number was 832530039953.

On January 9, 2002 at 11:16, I accessed the FedEx web site to check the status of this package. The web site indicated that the package had been accepted and signed for by one C. Kejtler on January 7, 2002.


On the afternoon of January 9, 2002, I received a telephone call from Katie Rogers of Duke University. She stated that the FedEx package, intended for Sailaja Devarankonda had been delivered to her by the current resident at Sailaja's last known address. She also mentioned that apartments corresponding the address are typically used by Duke University students. I asked Katie if she had a forwarding address or other means to contact Sailaja, and she did not.

Upon my request, Katie sent the package back to me in the self addressed FedEx envelope that I had included for Sailaja to return the signed documents in.

The telephone number for Katie Rogers is 919-660-5308.

On January 10, 2002, I received the FedEx letter with all of the documents originally sent out on January 4, 2002. Attached as Attachment 2, please find the letter transmitting the Application and Declaration to Ms. Devarankonda, Federal Express airbill and print of Federal Express web site indicating the delivery and signature of the package.

In other attempts to contact Sailaja, I contacted Pravin Khurana and Diane Landers. Neither have had contact with Sailaja since Sailaja's internship with Delphi ended, and neither had any way of contacting her.


Joshua Haines
Legal Assistant
Delphi Technologies Inc.

18 JAN 2002
Date

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DP-301830

DELPHI TECHNOLOGIES, INC.

Legal Staff
P.O. Box 5052
Mail Code: 480-414-420
Troy, Michigan 48007-5052

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02-JAN-02

SAILAJA S. DEVARANKONDA
1315 MORRENE ROAD #20H
DURHAM NC 27705

DP-301830 - AUTOMATED HORIZONTALLY STRUCTURED
MANUFACTURING PROCESS DESIGN MODELING

Enclosed is a copy of the patent application filed on your invention. Please review the application carefully to be sure that it is accurate, that it provides a full disclosure of your invention, that it sets forth the best mode you have contemplated for carrying out your invention, and that it identifies each inventor. If any changes are necessary, please let me know as soon as possible.

The Declaration contains a statement that you have reviewed and understand the content of the specification including the claims. This statement informs the Patent Office that you recognize what is being claimed as the subject matter regarded as the invention.

In the Declaration, you also acknowledge a duty to disclose information that is known to be material to patentability. Such information includes the relevant prior art, which may be in the form of current or past products, equipment, processes, materials, patents, publications, advertisements, displays, or even unpublished developments or proposals whether originated by you, by others in DELPHI, or by competitors, suppliers, customers or others. Such information also may include disclosure of this invention outside DELPHI, sales and offers of products using this invention, use of this invention in production, and disputes about who should be considered as an inventor of this invention. Any such information not included in the original submission should be disclosed to me now. And any such information that you become aware of in the future should be disclosed to me without delay.

Please complete and deliver the Declaration and Assignment to me by using the enclosed self-addressed FedEx envelope no later than January 31, 2001. Call me if you have any questions or suggestions.

EDMUND P. ANDERSON / J M H

EDMUND P. ANDERSON
(248) 267-5699



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FedEx USA Airbill
Express

FedEx
Tracking
Number

832530039953

1 From Please print and press hard.

Date 04 JAN 2002 Sender's FedEx Account Number 1034-5309-7

Sender's Name JOSH HAINES Phone (248) 267-5696

Company DELPHI TIMBERLAND 4

Address 1450 W LONG LAKE RD

City TROY State MI ZIP 48098

2 Your Internal Billing Reference
First 24 characters will appear on invoice.

3 To
Recipient's Name SAILAJA DEVARAKONDA Phone ()

Company

Address 1315 MORRENE ROAD

To "HOLD" at FedEx location, print FedEx address. We cannot deliver to P.O. boxes or P.O. ZIP codes.

#20 H

City DURHAM State NC ZIP 27705

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By using this Airbill you agree to the service conditions on the back of this Airbill and in our current Service Guide, including terms that limit our liability.

Questions? Visit our Web site at fedex.com
or call 1.800.Go.FedEx® 800.463.3339.

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Sender's Copy

4a Express Package Service

☒ FedEx Priority Overnight Next business morning ☐ FedEx Standard Overnight Next business afternoon ☐ FedEx First Overnight Earliest next business morning delivery to select locations

☐ FedEx 2Day Second business day ☐ FedEx Express Saver Third business day ☐ ~~NEW~~ FedEx Extra Hours Later drop-off with next business afternoon delivery for select locations

4b Express Freight Service

☐ FedEx 1Day Freight* Next business day ☐ FedEx 2Day Freight Second business day ☐ FedEx 3Day Freight Third business day

* Call for Confirmation. * Declared value limit \$500

5 Packaging

☒ FedEx Envelope* ☐ FedEx Pak* Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sturdy Pak ☐ Other Pkg. Includes FedEx Box, FedEx Tube, and customer pkg.

6 Special Handling

☐ SATURDAY Delivery Available ONLY for FedEx Priority Overnight and FedEx 2Day to select ZIP codes ☐ HOLD Weekday at FedEx Location NOT Available for FedEx First Overnight ☐ HOLD Saturday at FedEx Location Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations

Does this shipment contain dangerous goods?
☒ No ☐ Yes As per attached Shipper's Declaration ☐ Yes Shipper's Declaration not required ☐ Dry Ice Dry Ice 9, UN 1845 x kg
Dangerous Goods (incl. Dry Ice) cannot be shipped in FedEx packaging or with FedEx Extra Hours service. ☐ Cargo Aircraft Only

7 Payment Bill to:

☒ Sender Acct. No. in Section 1 will be billed. ☐ Recipient ☐ Third Party ☐ Credit Card ☐ Cash/Check

FedEx Acct. No. Credit Card No. Exp. Date

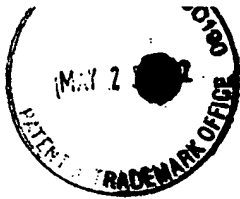
Total Packages Total Weight Total Declared Value†
\$.00

† Our liability is limited to \$100 unless you declare a higher value. See back for details. FedEx Use Only

8 Release Signature Sign to authorize delivery without obtaining signature.

By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims.

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**DECLARATION
AND
DESIGNATION OF CORRESPONDENCE ADDRESS**

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As an inventor named below, I hereby declare that:

My residence, post office address and citizenship are stated below next to my name.

I believe I am the original, first and sole inventor (if only one inventor is named below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought in the specification DP-301830 entitled

**AUTOMATED HORIZONTALLY STRUCTURED MANUFACTURING PROCESS
DESIGN MODELING**

I have reviewed and understand the contents of the above-identified specification including the claims, as amended by any amendment referred to in this Declaration.

I acknowledge my duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in title 37 Code of Federal Regulations, Section 1.56.

I further declare that all statements made above of my own knowledge are true, that all statements made above on information and belief are believed to be true, and that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under title 18 United States Code, Section 1001 and may jeopardize the validity of the application or any patent issuing thereon.

Address all communications to

EDMUND P. ANDERSON
DELPHI TECHNOLOGIES, INC.
Legal Staff
P.O. Box 5052
Mail Code: 480-414-420
Troy, Michigan 48007-5052
Telephone: (248) 267-5699



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DP-301830

Inventor's signature _____

Full name:

Diane M. Landers

Residence:

10600 E. Townline, Frankenmuth, MI 48734

Date _____

Citizenship: USA

Inventor's signature _____

Full name:

Pravin Khurana

Residence:

1480 Werth Drive, Rochester, MI 48306

Date _____

Citizenship: USA

Inventor's signature _____

Full name:

Thomas Beyer

Residence:

1995 N. Beyer Rd., Saginaw, MI 48601

Date _____

Citizenship: USA

Inventor's signature _____

Full name:

Sailaja S. Devarankonda

Residence:

1315 Morrene Road, #20 H,
Durham, NC 27705

Date _____

Citizenship: INDIA

ASSIGNMENT

Pursuant to an agreement with my employer, I formally assign to DELPHI TECHNOLOGIES INC., the entire right, title and interest, in all countries, in the improvements set forth in the United States patent application DP-301830 entitled

AUTOMATED HORIZONTALLY STRUCTURED MANUFACTURING PROCESS DESIGN MODELING

for which I executed a declaration dated as indicated below. If the patent application has been filed, I authorize attorney EDMUND P. ANDERSON to insert the application number and filing date of said application here in parentheses (_____ filed _____) when known.

Inventor's signature _____

Full name:

Diane M. Landers

Residence:

10600 E. Townline, Frankenmuth, MI 48734

Date _____

Declaration dated: _____

Inventor's signature _____

Full name:

Pravin Khurana

Residence:

1480 Werth Drive, Rochester, MI 48306

Date _____

Declaration dated: _____

Inventor's signature _____

Full name:

Thomas Beyer

Residence:

1995 N. Beyer Rd., Saginaw, MI 48601

Date _____

Declaration dated: _____

Inventor's signature _____

Full name:

Sailaja S. Devarankonda

Residence:

1315 Morrene Road, #20 H,
Durham, NC 27705

Date _____

Declaration dated: _____



FedEx Express
Customer Support
Trace
3875 Airways
Boulevard
Module H, 4th Floor
Memphis, TN 38116

U.S. Mail: PO Box 727
Memphis, TN
38194-4643
Telephone:
901-369-3600

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1/9/2002

Dear Customer:

Here is the proof of delivery for the shipment with tracking number 832530039953. Our records reflect the following information.

Delivery Information:

Signed For By: C.KEJTLER



Delivery Location: 1315 MORRENE RD.APT.20 H
Delivery Date: January 7, 2002
Delivery Time: 1240

Shipping Information:

Tracking No: 832530039953

Ship Date: January 4, 2002

Recipient:

SAILAJA DEVARAKONDA
-
1215 MORRENE RD 20 H
DURHAM, NC 27705
US

Shipper:

JOSH HAINES
DELPHI TIMBERLAND 4
1450 W LONG LAKE RD
TROY, MI 480986351

Shipment Reference Information:

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